

**MINUTES OF THE LAFAYETTE COMMON COUNCIL
FEBRUARY 2, 1998
REGULAR SESSION**

The Common Council of the City of Lafayette, Indiana met in regular session on Monday, February 2, 1998, at 7:00 p.m. in the City Hall Council Chambers, 20 North 6th Street, Lafayette, Indiana.

President Altting called the meeting to order at 7:00 p.m.

Boy Scout Troop 348 led the Pledge of Allegiance to the flag of our Country.

The following members were:

Present: Boehning, Meyer, Probasco, Campbell, Downie, Rhoda, Fisher, Smith, Altting

Absent: None

Councilman Probasco to approve the Minutes from the January 12, 1998 Regular Meeting of Common Council, Councilman Campbell seconded. The Minutes were approved by unanimous Voice Vote.

The Clerk stated that there were no Presentations or Disposal of Claims or Presentations of Petitions or Communications.

The Clerk stated that the following reports are available in the Clerk's Office:

Clerk's Office Monthly Report – 1997 Annual Report

Miscellaneous Monthly Department Reports

The Clerk read Ordinance 98-2 (An Ordinance to Replace Section 130.04 (A) & (B) of the Lafayette City Code Pertaining to Juvenile Curfews) by title only for first reading. Councilman Boehning moved for passage, Councilman Smith seconded. Police Chief Gene Reed briefly explained the proposal that would put the city code in line with state law. Councilman Probasco stated that there are concerns about children who have parental permission to be out past the proposed curfew. Chief Reed stated that if parental permission were granted, the youths would be exempt from this proposal. Councilman Meyer had additional questions regarding parental permission. Eric Burns, City Attorney, stated that the proposal covers issues related to parental permission. Councilman Meyer stated that he may propose language for an amendment on second reading. Discussion ensued. Ordinance 98-2 passed 8-0 on a roll call vote.

The Clerk read Ordinance 98-3 (An Ordinance Approving List of Financial Depositories) by title only for first reading. Councilman Probasco moved for passage, Councilman Fisher seconded. Bill Yazbec, City Controller, explained that according to state statute Council needs to approve the list of banks that will be utilized by the City each year. Ordinance 98-3 passed 8-0 on a roll call vote.

The Clerk read Ordinance 98-4 (An Ordinance to Rezone Certain Real Estate from I-3 to GB, Daugherty Farms, Inc. Petitioner) by title only for first and final reading. Councilman Probasco moved for passage, Councilman Rhoda seconded. Joseph Bumbleburg, representing the petitioner, explained the proposal to rezone 39.5 acres which matches the preferred land use as outlined in the 350 S corridor land use study. Councilman Probasco stated that this area is in his district and he feels that the zoning is appropriate. Ordinance 98-4 passed 8-0 on a roll call vote.

The Clerk read Ordinance 98-5 (An Ordinance to Rezone Certain Real Estate from NB to R1B, in Sweetbriar Subdivision, Area Plan Commission of Tippecanoe County Petitioner) by title only for first and

final reading. Councilman Boehning moved for passage, Councilman Downie seconded. Councilman Rhoda stated that this proposal has been before Council and the Area Plan Commission has resubmitted the proposal due to the New Unified Zoning Ordinance. Ordinance 98-5 passed 8-0 on a roll call vote.

The Clerk read Resolution 98-2 (A Resolution of the City of Lafayette, Indiana Expending Certain Funds from Park Non-Reverting Funds) by title only for first and final reading. Councilman Campbell moved for passage, Councilman Rhoda seconded. Vicki Mayes, Park Superintendent, explained that this would appropriate non-reverting funds for all capital purchases for the golf course for 1998. Ms. Mayes explained that each councilman received a detailed list of the expenditures. Councilman Campbell inquired about the miscellaneous purchases which includes the computer. Ms. Mayes explained that the miscellaneous capital would be used for purchases that may become necessary during the year. Councilman Meyer asked for clarification on a memorandum that was received. Discussion ensued. *(Note: audio recording failed at this point.)* Councilman Meyer moved to reduce the proposal by \$5,000 in the miscellaneous category, Councilman Campbell seconded. The motion failed by a vote of 3-5 as follows:

Ayes: Meyer, Probasco, Downie

Nays: Boehning, Campbell, Rhoda, Fisher, Smith

Resolution 98-2 passed 7-1 as follows:

Ayes: Boehning, Probasco, Campbell, Downie, Rhoda, Fisher, Smith

Nays: Meyer

President Altig stated that there were no Reports of Standing or Special Committees.

Report by the Mayor: Mayor Heath stated that there would be a neighborhood meeting to discuss the proposed pedestrian bridge at Smith Street on February 17, 1998 at 6:00 pm at the Community and Family Resource Center. Councilman Campbell commended the Mayor on the handling of the environmental finance board meeting.

Miscellaneous and New Business: Councilman Probasco moved to approve the Mayor's appointment of Ellie Kaplan to the Human Relations Commission, Councilman Rhoda seconded. Councilman Downie stated that Ms. Kaplan will be a very good appointment to the Commission.

President Altig stated that there was an inadvertent error in the Railroad Relocation budget which did not reflect the 3.5% increase in the part-time employee pay rate. Councilman Campbell moved to treat the mistake as a scrivener's error, Councilman Boehning seconded. The motion passed by unanimous Voice Vote.

Public Comment: Sherry McLauchlan gave a progress report on the Lahr House. Ms. McLauchlan stated that the tax abatement is not operative until the project is finished and reassessed. Ms. McLauchlan indicated that there should be a model open in the Milwaukee Block in February, and there are code issues being worked out in the Lahr House. Ms. McLauchlan also stated that the Armory was sold and the previously approved tax abatement was not pursued.

Al Greek, Waterworks Superintendent, gave a presentation on the continued effort to fully implement the touch read program for water meter service.

There being no further business to come before the Council, Councilman Campbell moved to adjourn, Councilman Downie seconded. The motion passed by unanimous Voice Vote. Time being 7:50 p.m.

Minutes prepared by Lisa Decker, City Clerk.